

EXHIBIT 13


1 JAMES M. KINDER
5775 Caminito Pulsera
2 La Jolla, CA 92037-7160
Telephone: (858) 551-8852
3 Facsimile: (858) 551-8859

4 Plaintiff in Pro Per
5
6
7

RECEIVED
SEP 18 2007
BUT NOT FILED

8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,
12 Plaintiff,
13
14 v.
15 COLLECTECH SYSTEMS, INC.,
and DOES 1 through 100 inclusive,
16 Defendants.
17

CASE NO.  818815
COMPLAINT FOR DAMAGES FOR
VIOLATION(S) OF TELEPHONE
CONSUMER PROTECTION ACT OF
1991 ("TCPA")
[47 U.S.C. §227 & 47 C.F.R. §64.1200]

18 Plaintiff JAMES M. KINDER alleges:

- 19 1. Plaintiff is bringing this action pursuant to the provisions of the Telephone
20 Consumer Protection Act of 1991 (47 U.S.C. §227 and 47 C.F.R. §64.1200 – "TCPA").
21 2. Plaintiff is, and at all times herein mentioned was, a resident of the County
22 of San Diego, State of California.
23 3. Defendants are, and at all times herein mentioned were, business organizations of
24 unknown form, doing business in the County of San Diego, State of California.
25 4. Plaintiff is unaware of the true names and capacities of defendants sued herein as
26 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.
27 Plaintiff will amend this complaint to allege their true names and capacities when ascertained.
28 Plaintiff is informed and believes and thereon alleges that each of the fictitiously named

1 defendants is responsible in some manner for the occurrences herein alleged and that plaintiff's
2 damages as herein alleged were proximately caused by their conduct.

3 5. At all times herein mentioned each defendant was the partner, agent and employee
4 of each co-defendant herein and was at all times acting within the scope of such partnership,
5 agency and employment and each defendant ratified the conduct of each co-defendant herein.

6 6. Even though the TCPA is a federal statute, state courts have exclusive jurisdiction
7 over private actions brought pursuant to its provisions.

8 7. A few years ago, plaintiff, for valuable consideration, obtained the voice mail
9 telephone number (619) 999-9999. Plaintiff obtained this number so that his clients and
10 customers, as well as potential clients and customers, would easily remember it, thereby making
11 it an extremely valuable number.

12 8. Subdivision (b)(1)(A)(iii) of section 227 of title 47 of the United States Code and
13 subdivision (a)(1)(iii) of section 64.12000 of title 47 of the Code of Federal Regulations make it
14 unlawful for any person within the United States to make any call using any automatic telephone
15 dialing system to any telephone number assigned to a paging service, cellular telephone service,
16 specialized mobile radio service, or other radio common carrier service, or any service for which
17 the called party is charged for the call.

18 9. Defendants are primarily engaged in the business of debt collection and in
19 connection with such business make telephone calls using an automatic telephone dialing system.

20 10. The telephone number (619) 999-9999 is assigned to a paging service, which also
21 provides voice mail service.

22 11. Defendants have violated the TCPA by frequently calling plaintiff's voice mail at
23 (619) 999-9999, using an automatic telephone dialing system.

24 12 Subdivision (b)(3) of section 227 of title 47 of the United States Code permits a
25 private right of action in state court for violation of the above subsection. Plaintiff may obtain
26 relief in the form of injunctive relief, or plaintiff may recover \$500.00 for each violation, or both.
27 If the court finds that defendants' violations were willful or knowing, it may, in its discretion,
28 award up to three times that amount.

1 13. Defendants have made at least eight (8) calls to plaintiff's voice mail number.

2 WHEREFORE plaintiff prays for judgment against defendants, and each of them, as
3 follows:

4 1. For an award of \$500.00 for each violation of 47 U.S.C. §227 or 47 C.F.R.
5 §64.1200;

6 2. For an award of \$1,500.00 for each such violation found to have been willful;

7 3. For costs of suit herein incurred; and

8 4. For such further relief as the Court deems proper.

9

10 Dated: September 15, 2003

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JAMES M. KINDER, Plaintiff in Pro Per

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SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO <input type="checkbox"/> COUNTY COURTHOUSE, 220 W. BROADWAY, SAN DIEGO, CA 92101-3814 <input type="checkbox"/> HALL OF JUSTICE, 330 W. BROADWAY, SAN DIEGO, CA 92101-3827 <input type="checkbox"/> FAMILY COURT, 1555 6 TH AVE., SAN DIEGO, CA 92101-3296 <input type="checkbox"/> MADGE BRADLEY BLDG., 1409 4 TH AVE., SAN DIEGO, CA 92101-3105 <input type="checkbox"/> KEARNY MESA, 8950 CLAIREMONT MESA BLVD., SAN DIEGO, CA 92123-1187 <input type="checkbox"/> NORTH COUNTY DIVISION, 325 S. MELROSE DR., VISTA, CA 92083-6643 <input type="checkbox"/> EAST COUNTY DIVISION, 250 E. MAIN ST., EL CAJON, CA 92020-3941 <input type="checkbox"/> RAMONA, 1428 MONTECITO RD., RAMONA, CA 92065-5200 <input type="checkbox"/> SOUTH COUNTY DIVISION, 500 3 RD AVE., CHULA VISTA, CA 91910-5649 <input type="checkbox"/> JUVENILE COURT, 2851 MEADOW LARK DR., SAN DIEGO, CA 92123-2792		F I L E D Clerk of the Superior Court OCT 08 2003 By: C. VASQUEZ, Deputy
PLAINTIFF(S)/PETITIONER(S) JAMES M. KINDER	Judge: JOHN S. EINHORN Dept.: 24	
DEFENDANT(S)/RESPONDENT(S) COLLECTIONS SYSTEMS INC.	CASE NUMBER: GIC818815	
CLERK'S CERTIFICATE OF SERVICE BY MAIL (CCP 1013a(4))		

I, **STEPHEN LOVE**, certify that: I am not a party to the above-entitled case; that on the date shown below, I served the following document(s):

ORDER DENYING PERMISSION TO FILE NEW LITIGATION
DATED: OCTOBER 7, 2003

On the parties shown below by placing a true copy in a separate envelope, addressed as shown below; each envelope was then sealed and, with postage thereon fully prepaid, deposited in the United States Postal Service at:

☒ San Diego ☐ Vista ☐ El Cajon ☐ Chula Vista ☐ Oceanside ☐ Ramona, California.

JAMES KINDER 5775 CAMINITO PULSERA LA JOLLA, CA 92037-7160	
---	--

STEPHEN LOVE
CLERK OF THE SUPERIOR COURT

Date: October 8, 2003

By: , Deputy

C. Vasquez

CLERK'S CERTIFICATE OF MAILING

F I L E D
Clerk of the Superior Court
OCT 07 2003
By: C. VASQUEZ, Deputy

THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SAN DIEGO

JAMES M. KINDER,

Plaintiff,

vs.

COLLECTIONS SYSTEMS INC.,

Defendant.

Case No: GIC 818815

ORDER DENYING PERMISSION TO FILE
NEW LITIGATION (C.C.P. § 391.7b)

The court has reviewed the papers filed by plaintiff on September 18, 2003. JAMES M. KINDER'S application for an order granting vexatious litigant permission to file new litigation is denied pursuant to California Code of Civil Procedure § 391.7 for the reasons stated below.

In his complaint plaintiff alleges that defendant has initiated telephone calls to his phone in violation of the federal Telephone Consumer Protection Act of 1991. The specific violation alleged is multiple calls from an automated dialing system to his voice mail, which is assigned to a paging service.

Plaintiff has not filed any declarations, nor is his Complaint verified. Without some form of evidence this court has nothing but bare allegations upon which to base its ruling. These allegations, both in their facts and evidentiary value, are insufficient for this court to conclude this action has sufficient potential merit to allow plaintiff to proceed and is not simply filed to harass the defendant. In addition, plaintiff is aware of the factual and legal issues presented by

1 this action and appears to have drafted his unverified complaint ambiguously in order to avoid
2 those same issues.

3 This court takes Judicial Notice pursuant to California Evidence Code § 452 of the file in
4 case number GIC 789588. That action involved many of the same issues as does this action.
5 This Court specifically takes Judicial Notice of the order granting summary judgment in favor of
6 the defendant wherein the court found, with respect to plaintiff's phone number, as follows: "the
7 number is not "assigned to a paging service" because it is undisputed that the number is not
8 longer used in conjunction with a pager. Instead, the number is assigned to a voicemail service
9 and Mr. Kinder is not charged based on the amount of calls received. The ordinary and plain
10 meaning of the term "paging service" suggests a paid service in which the user is alerted each
11 time a call is made to the number. This is not analogous to a voicemail service in which the user
12 periodically calls the service to retrieve messages." Because the only evidence before this court
13 is that the number is not assigned to a paging service, as is required by 47 U.S.C. 227, the
14 complaint has no merit.

15 This court further takes note that there were factual issues as to whether the 999-9999
16 number was randomly generated or was a default number, or was otherwise intentionally entered
17 in the system, and whether a random number generator was, in fact, used. Those same issues are
18 present here and plaintiff makes no attempt to provide this court with any evidence that they
19 would be resolved in his favor.

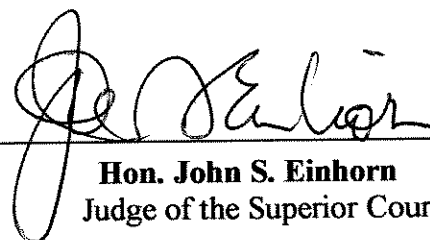
20 Plaintiff is has a legal education and, based thereon, is presumed to understand the legal
21 impediments these findings present in the present case..

22 Therefore, this court finds that this litigation does not have merit and has been filed for
23 the purpose of harassment and/or delay.

24 IT IS SO ORDERED.

25 Dated this 7th day of October, 2003.

By:



Hon. John S. Einhorn
Judge of the Superior Court

EXHIBIT 14

1 JAMES M. KINDER
5775 Caminito Pulsera
2 La Jolla, CA 92037-7160
Telephone: (858) 551-8852
3 Facsimile: (858) 551-8859

4 Plaintiff in Pro Per

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8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 TRIAD FINANCIAL CORPORATION,
15 and DOES 1 through 100, inclusive,

16 Defendants.
17

CASE NO. **G/C** 818814
COMPLAINT FOR DAMAGES FOR
VIOLATION(S) OF TELEPHONE
CONSUMER PROTECTION ACT OF
1991 ("TCPA")
[47 U.S.C. §227 & 47 C.F.R. §64.1200]

18 Plaintiff JAMES M. KINDER alleges:

19 1. Plaintiff is bringing this action pursuant to the provisions of the Telephone
20 Consumer Protection Act of 1991 (47 U.S.C. §227 and 47 C.F.R. §64.1200 – "TCPA").

21 2. Plaintiff is, and at all times herein mentioned was, a resident of the County
22 of San Diego, State of California.

23 3. Defendants are, and at all times herein mentioned were, business organizations of
24 unknown form, doing business in the County of San Diego, State of California.

25 4. Plaintiff is unaware of the true names and capacities of defendants sued herein as
26 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.

27 Plaintiff will amend this complaint to allege their true names and capacities when ascertained.

28 Plaintiff is informed and believes and thereon alleges that each of the fictitiously named

1 defendants is responsible in some manner for the occurrences herein alleged and that plaintiff's
2 damages as herein alleged were proximately caused by their conduct.

3 5. At all times herein mentioned each defendant was the partner, agent and employee
4 of each co-defendant herein and was at all times acting within the scope of such partnership,
5 agency and employment and each defendant ratified the conduct of each co-defendant herein.

6 6. Even though the TCPA is a federal statute, state courts have exclusive jurisdiction
7 over private actions brought pursuant to its provisions.

8 7. A few years ago, plaintiff, for valuable consideration, obtained the voice mail
9 telephone number (619) 999-9999. Plaintiff obtained this number so that his clients and
10 customers, as well as potential clients and customers, would easily remember it, thereby making
11 it an extremely valuable number.

12 8. Subdivision (b)(1)(A)(iii) of section 227 of title 47 of the United States Code and
13 subdivision (a)(1)(iii) of section 64.12000 of title 47 of the Code of Federal Regulations make it
14 unlawful for any person within the United States to make any call using any automatic telephone
15 dialing system to any telephone number assigned to a paging service, cellular telephone service,
16 specialized mobile radio service, or other radio common carrier service, or any service for which
17 the called party is charged for the call.

18 9. Defendants are primarily engaged in the business of debt collection, and in
19 connection with such business make telephone calls using an automatic telephone dialing system.

20 10. The telephone number (619) 999-9999 is assigned to a paging service, which also
21 provides voice mail service.

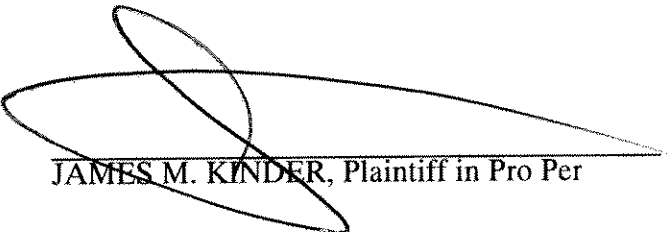
22 11. Defendants have violated the TCPA by frequently calling plaintiff's voice mail at
23 (619) 999-9999, using an automatic telephone dialing system.

24 12 Subdivision (b)(3) of section 227 of title 47 of the United States Code permits a
25 private right of action in state court for violation of the above subsection. Plaintiff may obtain
26 relief in the form of injunctive relief, or plaintiff may recover \$500.00 for each violation, or both.
27 If the court finds that defendants' violations were willful or knowing, it may, in its discretion,
28 award up to three times that amount.

1 13. Defendants have made at least nine (9) calls to plaintiff's voice mail number.
2 WHEREFORE plaintiff prays for judgment against defendants, and each of them, as
3 follows:

- 4 1. For an award of \$500.00 for each violation of 47 U.S.C. §227 or 47 C.F.R.
5 §64.1200;
6 2. For an award of \$1,500.00 for each such violation found to have been willful;
7 3. For costs of suit herein incurred; and
8 4. For such further relief as the Court deems proper.

9
10 Dated: September 15, 2003


JAMES M. KINDER, Plaintiff in Pro Per

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO <input type="checkbox"/> COUNTY COURTHOUSE, 220 W. BROADWAY, SAN DIEGO, CA 92101-3814 <input type="checkbox"/> HALL OF JUSTICE, 330 W. BROADWAY, SAN DIEGO, CA 92101-3827 <input type="checkbox"/> FAMILY COURT, 1555 6 TH AVE., SAN DIEGO, CA 92101-3296 <input type="checkbox"/> MADGE BRADLEY BLDG., 1409 4 TH AVE., SAN DIEGO, CA 92101-3105 <input type="checkbox"/> KEARNY MESA, 8950 CLAIREMONT MESA BLVD., SAN DIEGO, CA 92123-1187 <input type="checkbox"/> NORTH COUNTY DIVISION, 325 S. MELROSE DR., VISTA, CA 92083-6643 <input type="checkbox"/> EAST COUNTY DIVISION, 250 E. MAIN ST., EL CAJON, CA 92020-3941 <input type="checkbox"/> RAMONA, 1428 MONTECITO RD., RAMONA, CA 92065-5200 <input type="checkbox"/> SOUTH COUNTY DIVISION, 500 3 RD AVE., CHULA VISTA, CA 91910-5649 <input type="checkbox"/> JUVENILE COURT, 2851 MEADOW LARK DR., SAN DIEGO, CA 92123-2792		FILED Clerk of the Superior Court OCT 08 2003 By: C. VASQUEZ, Deputy
PLAINTIFF(S)/PETITIONER(S) JAMES M. KINDER		
DEFENDANT(S)/RESPONDENT(S) TRIAD FINANCIAL CORP.		Judge: JOHN S. EINHORN Dept.: 24
CLERK'S CERTIFICATE OF SERVICE BY MAIL (CCP 1013a(4))		CASE NUMBER: GIC818814

I, **STEPHEN LOVE**, certify that: I am not a party to the above-entitled case; that on the date shown below, I served the following document(s):

ORDER DENYING PERMISSION TO FILE NEW LITIGATION
DATED: OCTOBER 7, 2003

On the parties shown below by placing a true copy in a separate envelope, addressed as shown below; each envelope was then sealed and, with postage thereon fully prepaid, deposited in the United States Postal Service at:

☒ San Diego ☐ Vista ☐ El Cajon ☐ Chula Vista ☐ Oceanside ☐ Ramona, California.

JAMES KINDER
5775 CAMINITO PULSERA
LA JOLLA, CA 92037-7160

STEPHEN LOVE
CLERK OF THE SUPERIOR COURT

Date: October 8, 2003

By: , Deputy

C. Vasquez

CLERK'S CERTIFICATE OF MAILING

F I L E D

Clerk of the Superior Court

OCT 07 2003

By: C. VASQUEZ, Deputy

THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF SAN DIEGO

JAMES M. KINDER,
Plaintiff,
vs.
TRIAD FINANCIAL CORP.,
Defendant.

Case No: GIC 818814

ORDER DENYING PERMISSION TO FILE
NEW LITIGATION (C.C.P. § 391.7b)

The court has reviewed the papers filed by plaintiff on September 18, 2003. JAMES M. KINDER'S application for an order granting vexatious litigant permission to file new litigation is denied pursuant to California Code of Civil Procedure § 391.7 for the reasons stated below.

In his complaint plaintiff alleges that defendant has initiated telephone calls to his phone in violation of the federal Telephone Consumer Protection Act of 1991. The specific violation alleged is multiple calls from an automated dialing system to his voice mail, which is assigned to a paging service.

Plaintiff has not filed any declarations, nor is his Complaint verified. Without some form of evidence this court has nothing but bare allegations upon which to base it's ruling. These allegations, both in their facts and evidentiary value, are insufficient for this court to conclude this action has sufficient potential merit to allow plaintiff to proceed and is not simply filed to harass the defendant. In addition, plaintiff is aware of the factual and legal issues presented by

1 this action and appears to have drafted his unverified complaint ambiguously in order to avoid
2 those same issues.

3 This court takes Judicial Notice pursuant to California Evidence Code § 452 of the file in
4 case number GIC 789588. That action involved many of the same issues as does this action.
5 This Court specifically takes Judicial Notice of the order granting summary judgment in favor of
6 the defendant wherein the court found, with respect to plaintiff's phone number, as follows: "the
7 number is not "assigned to a paging service" because it is undisputed that the number is not
8 longer used in conjunction with a pager. Instead, the number is assigned to a voicemail service
9 and Mr. Kinder is not charged based on the amount of calls received. The ordinary and plain
10 meaning of the term "paging service" suggests a paid service in which the user is alerted each
11 time a call is made to the number. This is not analogous to a voicemail service in which the user
12 periodically calls the service to retrieve messages." Because the only evidence before this court
13 is that the number is not assigned to a paging service, as is required by 47 U.S.C. 227, the
14 complaint has no merit.

15 This court further takes note that there were factual issues as to whether the 999-9999
16 number was randomly generated or was a default number, or was otherwise intentionally entered
17 in the system, and whether a random number generator was, in fact, used. Those same issues are
18 present here and plaintiff makes no attempt to provide this court with any evidence that they
19 would be resolved in his favor.

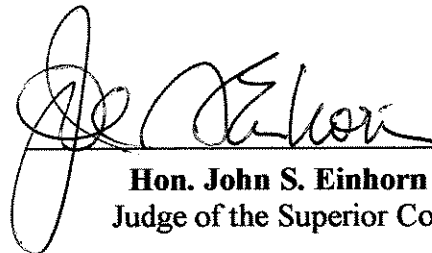
20 Plaintiff is has a legal education and, based thereon, is presumed to understand the legal
21 impediments these findings present in the present case..

22 Therefore, this court finds that this litigation does not have merit and has been filed for
23 the purpose of harassment and/or delay.

24 IT IS SO ORDERED.

25 Dated this 7th day of October, 2003.

By:



Hon. John S. Einhorn
Judge of the Superior Court

EXHIBIT 15

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

F I L E D

Clerk of the Superior Court

DEC 5 2007

6 Attorney for Plaintiff JAMES M. KINDER, an individual

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 THE ACCOUNTING ANGELS,
15 DALE CARLSON, and DOES
16 1 through 100, inclusive.

17 Defendants.

CASE NO. 37-2007-00082553-CU-MC-CTL

COMPLAINT FOR:

Violation(s) of Telephone Consumer
Protection Act of 1991
Violation(s) of 47 C.F.R. §68.318 (d)
Business and Professions
Code § 17538.43 (b)
Conversion
Trespass to Chattel
Unfair Business Practices

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant DALE CARLSON, a resident of California was at all times herein
24 mentioned the owner and operator of THE ACCOUNTING ANGELS, a business organization of
25 unknown form doing business in the County of San Diego, State of California, and was at all times
26 herein mentioned individually and personally responsible for the unsolicited facsimile advertising
27 alleged herein.

28 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

F I L E D

Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 TAMMY POCKNETT dba
15 SELECTIVE COMPUTER TRAINING,
16 and DOES 1 through 100, inclusive.

17 Defendants.

CASE NO. 37-2007-00082552-CU-MC-CTL

COMPLAINT FOR:

Violation(s) of Telephone Consumer
Protection Act of 1991
Business and Professions
Code § 17538.43 (b)
Conversion
Trespass to Chattel
Unfair Business Practices

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant TAMMY POCKNETT, a resident of California, was at all times herein
24 mentioned the owner and operator of SELECTIVE COMPUTER TRAINING, doing business in the
25 County of San Diego, State of California, and was at all times herein mentioned individually and
26 personally responsible for the unsolicited facsimile advertising alleged herein.

27 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as
28 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

F I L E D

Clerk of the Superior Court

DEC 5 2007

6 Attorney for Plaintiff JAMES M. KINDER, an individual

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 SARAH ROWAN WILSON, VERITAS
15 FINANCIAL REAL ESTATE GROUP, Inc.,
16 and DOES 1 through 100, inclusive.

17 Defendants.

CASE NO. 37-2007-00082551-CU-MC-CTL

COMPLAINT FOR:

Violation(s) of Telephone Consumer
Protection Act of 1991
Business and Professions
Code § 17538.43 (b)
Conversion
Trespass to Chattel
Unfair Business Practices

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant SARAH ROWAN WILSON, a resident of California, at all times herein
24 mentioned represented Defendant VERITAS FINANCIAL REAL ESTATE GROUP, Inc., a
25 California corporation doing business in the County of San Diego, State of California, and was at
26 all times herein mentioned individually and personally responsible for the unsolicited facsimile
27 advertising alleged herein.

28 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

F I L E D

Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

6 Attorney for Plaintiff JAMES M. KINDER, an individual

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**
10

11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 SEAT COVERS UNLIMITED, Inc.,
15 DANIEL BORDERO, and DOES 1
16 through 100, inclusive

17 Defendants.

CASE NO. 37-2007-00082550-CU-MC-CTL

COMPLAINT FOR:

Violation(s) of Telephone Consumer
Protection Act of 1991

Conversion

Trespass to Chattel

Unfair Business Practices

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant DANIEL BORDERO, a resident of Arizona, was at all times herein
24 mentioned the owner and operator of Defendant SEAT COVERS UNLIMITED, Inc., an Arizona
25 corporation doing business in the County of San Diego, State of California, and was at all times
26 herein mentioned individually and personally responsible for the unsolicited facsimile advertising
27 alleged herein.

28 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

F I L E D
Clerk of the Superior Court

DEC 5 2007

By: L McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 GLOBAL PREMIER DEVELOPMENT, Inc.,
15 ANDREW HANNA, and DOES 1 through
16 100, inclusive.

17 Defendants.

CASE NO. 37-2007-00082549-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
Protection Act of 1991
Business and Professions
Code § 17538.43 (b)
Conversion
Trespass to Chattel
Unfair Business Practices**

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant ANDREW HANNA, a California resident, was at all times herein
24 mentioned the owner and operator of Defendant GLOBAL PREMIER DEVELOPMENT, Inc., a
25 California corporation doing business in the County of San Diego, State of California, and was at
26 all times herein mentioned individually and personally responsible for the unsolicited facsimile
27 advertising alleged herein.

28 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

F I L E D

Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 FIRST-TRANS PAYMENT
15 SOLUTIONS, LLC, TYLER LONG,
16 and DOES 1 through 100, inclusive

17 Defendants.

CASE NO. 37-2007-00082548-CU-MC-CTL

COMPLAINT FOR:

Violation(s) of Telephone Consumer
Protection Act of 1991

Conversion

Trespass to Chattel

Unfair Business Practices

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant TYLER LONG, residency unknown, was at all times herein mentioned
24 the owner and operator of Defendant FIRST-TRANS PAYMENT SOLUTIONS, LLC, a
25 Georgia company doing business in the County of San Diego, State of California, and was at all
26 times herein mentioned individually and personally responsible for the unsolicited facsimile
27 advertising alleged herein.

28 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

F I L E D
Clerk of the Superior Court
DEC 5 2007
By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 EXTREME RESEARCH, Inc., REID SMITH,
15 and DOES 1 through 100, inclusive

16 Defendants.
17

CASE NO. 37-2007-00082547-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
Protection Act of 1991
Conversion
Trespass to Chattel
Unfair Business Practices**

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant REID SMITH, residency unknown, was at all times herein mentioned
24 representing Defendant EXTREME RESEARCH, Inc., a Florida corporation doing business in
25 the County of San Diego, State of California, and was at all times herein mentioned individually
26 and personally responsible for the unsolicited facsimile advertising alleged herein.

27 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as
28 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

F I L E D

Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 CRYSTAL WILLIAMS dba
15 COMPUTER LEARNING SOLUTIONS,
16 and DOES 1 through 100, inclusive.

17 Defendants.

CASE NO. 37-2007-00082546-CU-MC-CTL

COMPLAINT FOR:

Violation(s) of Telephone Consumer
Protection Act of 1991
Business and Professions
Code § 17538.43 (b)
Conversion
Trespass to Chattel
Unfair Business Practices

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant CRYSTAL WILLIAMS dba COMPUTER LEARNING SOLUTIONS,
24 a resident of California, was at all times herein mentioned doing business in the County of San
25 Diego, State of California, and was at all times herein mentioned individually and personally
26 responsible for the unsolicited facsimile advertising alleged herein.

27 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as
28 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.

Chris Reichman SBN 250485
3129 India Street
San Diego, CA 92103-6014
Telephone: (619) 297-8888
Facsimile: (619) 295-1401

F I L E D
Clerk of the Superior Court

DEC 5 2007

Attorney for Plaintiff JAMES M. KINDER, an individual

By: L. McALISTER, Deputy

**IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO**

JAMES M. KINDER,

Plaintiff,

v.

BLOSSOM VALLEY MORTGAGE, Inc.,
RICHARD LANES, JAY KISTER, MATT
KISTER, and DOES 1 through 100, inclusive.

Defendants.

CASE NO. 37-2007-00082544-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
Protection Act of 1991
Business and Professions
Code § 17538.43 (b)
Conversion
Trespass to Chattel
Unfair Business Practices**

COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as follows:

GENERAL ALLEGATIONS

1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San Diego, State of California.
2. Defendants RICHARD LANES, JAY KISTER, and MATT KISTER, residents of California, were at all times herein mentioned the principals of Defendant BLOSSOM VALLEY MORTGAGE, Inc., a California corporation doing business in the County of San Diego, State of California, and were at all times herein mentioned individually and personally responsible for the unsolicited facsimile advertising alleged herein.
3. Plaintiff is unaware of the true names and capacities of defendants sued herein as

Chris Reichman SBN 250485
3129 India Street
San Diego, CA 92103-6014
Telephone: (619) 297-8888
Facsimile: (619) 295-1401

Attorney for Plaintiff JAMES M. KINDER, an individual

FILED
MAR 6 2008
CLERK OF SUPERIOR COURT
SAN DIEGO COUNTY, CA

**IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO**

37-2007-00082804-CU-MC-CTL

JAMES M. KINDER,

Plaintiff,

v.

KNOWLEDGE NETWORKS, Inc.,
and DOES 1 through 100, inclusive,

Defendants.

CASE NO.

**COMPLAINT FOR DAMAGES,
INCLUDING PUNITIVE DAMAGES,
INTEREST AND ATTORNEY'S FEES,
AND FOR INJUNCTIVE RELIEF**

**Violation(s) of Telephone Consumer
Protection Act of 1991
Violation(s) of California Civil Code § 1770
(a) (22) (A)
Trespass to Chattel
Unfair Business Practices**

COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as follows:

GENERAL ALLEGATIONS

1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San Diego, State of California.
2. Defendant KNOWLEDGE NETWORKS, Inc. is, and at all times herein mentioned was, a Delaware Corporation, doing business in the County of San Diego, State of California.
3. Plaintiff is unaware of the true names and capacities of defendants sued herein as DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names. Plaintiff will amend this complaint to allege their true names and capacities when ascertained.

1 Chad Austin, Esq. SBN 235457
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

FILED
Clerk of the Superior Court

DEC 07 2007

By: K. BROWN, Deputy

CLERK OF THE COURT
DIVISION
FILED
CANCELED

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 INSWEB CORPORATION, INSWEB
15 INSURANCE SERVICES, Inc. and DOES 1
16 through 100, inclusive,

17 Defendants.

CASE NO. 37-2007-00082713-CU-MC-CTL

COMPLAINT FOR DAMAGES,
INCLUDING PUNITIVE DAMAGES,
INTEREST AND ATTORNEY'S FEES,
AND FOR INJUNCTIVE RELIEF

Violations of Telephone Consumer
Protection Act of 1991
Violations of California Civil Code § 1770
(a) (22) (A)
Trespass to Chattel
Unfair Business Practices

18
19 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
20 follows:

21 **GENERAL ALLEGATIONS**

- 22 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
23 Diego, State of California.
- 24 2. Defendant INSWEB CORPORATION was at all times herein mentioned a Delaware
25 corporation, doing business in the County of San Diego, State of California and Defendant INSWEB
26 INSURANCE SERVICES, Inc. was at all times herein mentioned a California corporation, doing
27 business in the County of San Diego, State of California.
- 28 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

F I L E D

Clerk of the Superior Court

DEC 5 2007

6 Attorney for Plaintiff JAMES M. KINDER, an individual

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 HERITAGE BIOGRAPHICAL
15 PUBLICATIONS, Inc., and DOES 1
16 through 100, inclusive

17 Defendants.

CASE NO. **37-2007-00082537-CU-MC-CTL**

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
Protection Act of 1991
Conversion
Trespass to Chattel
Unfair Business Practices**

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant HERITAGE BIOGRAPHICAL PUBLICATIONS, Inc., a New York
24 corporation, was at all times herein mentioned doing business in the County of San Diego, State
25 of California, and was at all times herein mentioned individually and personally responsible for
26 the unsolicited facsimile advertising alleged herein.

27 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as
28 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.

F I L E D

Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

Chris Reichman SBN 250485
 3129 India Street
 San Diego, CA 92103-6014
 Telephone: (619) 297-8888
 Facsimile: (619) 295-1401

Attorney for Plaintiff JAMES M. KINDER, an individual

**IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
 FOR THE COUNTY OF SAN DIEGO**

JAMES M. KINDER,

Plaintiff,

v.

WINDSOR CAPITAL MORTGAGE
 CORPORATION, FRED TRANA,
 and DOES 1 through 100, inclusive.

Defendants.

CASE NO. 37-2007-00082538-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
 Protection Act of 1991
 Business and Professions
 Code § 17538.43 (b)
 Conversion
 Trespass to Chattel
 Unfair Business Practices**

COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as follows:

GENERAL ALLEGATIONS

1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San Diego, State of California.
2. Defendant FRED TRANA, of unknown residency, was at all times herein mentioned the President of Defendant WINDSOR CAPITAL MORTGAGE CORPORATION, a California corporation doing business in the County of San Diego, State of California, and was at all times herein mentioned individually and personally responsible for the unsolicited facsimile advertising alleged herein.
3. Plaintiff is unaware of the true names and capacities of defendants sued herein as

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

F I L E D
Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,
12 Plaintiff,

13 v.

14 ZINYAW, LLC, and DOES
15 1 through 100, inclusive,

16 Defendants.
17

CASE NO. 37-2007-00082539-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
Protection Act of 1991
Violation(s) of 47 C.F.R. §68.318 (d)
Conversion
Trespass to Chattel
Unfair Business Practices**

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant ZINYAW, LLC, a Texas corporation doing business in the County of
24 San Diego, State of California, and was at all times herein mentioned individually and personally
25 responsible for the unsolicited facsimile advertising alleged herein.

26 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as
27 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.
28 Plaintiff will amend this complaint to allege their true names and capacities when ascertained.

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

F I L E D
Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 WORLDWIDE INDUSTRIAL
15 ENTERPRISES, Inc., FRANK TANTALO
16 and DOES 1 through 100, inclusive,

17 Defendants.

CASE NO. 37-2007-00082540-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
Protection Act of 1991
Violation(s) of 47 C.F.R. §68.318 (d)
Conversion
Trespass to Chattel
Unfair Business Practices**

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant FRANK TANTALO, a New York resident, was at all times herein
24 mentioned the owner and operator of Defendant WORLDWIDE INDUSTRIAL ENTERPRISES,
25 Inc., a New York corporation doing business in the County of San Diego, State of California, and
26 was at all times herein mentioned individually and personally responsible for the unsolicited
27 facsimile advertising alleged herein.

28 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

F I L E D

Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 U CAN 2 OPPORTUNITY, Inc.,
15 MARCO CARBAJO, and DOES 1
16 through 100, inclusive

17 Defendants.

CASE NO. 37-2007-00082541-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
Protection Act of 1991
Conversion
Trespass to Chattel
Unfair Business Practices**

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant MARCO CARBAJO, of unknown residency, was at all times herein
24 mentioned the owner and operator of Defendant U CAN 2 OPPORTUNITY, Inc., a Florida
25 corporation doing business in the County of San Diego, State of California, and was at all times
26 herein mentioned individually and personally responsible for the unsolicited facsimile advertising
27 alleged herein.

28 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as

Chris Reichman SBN 250485
3129 India Street
San Diego, CA 92103-6014
Telephone: (619) 297-8888
Facsimile: (619) 295-1401

F I L E D

Clerk of the Superior Court

DEC 5 2007

Attorney for Plaintiff JAMES M. KINDER, an individual

By: L. McALISTER, Deputy

**IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO**

JAMES M. KINDER,

Plaintiff,

v.

TIM CURREN dba CURREN FUNDING
and DOES 1 through 100, inclusive.

Defendants.

CASE NO. 37-2007-00082542-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
Protection Act of 1991
Business and Professions
Code § 17538.43 (b)
Conversion
Trespass to Chattel
Unfair Business Practices
California Business & Professions
Code §22162**

COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as follows:

GENERAL ALLEGATIONS

1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San Diego, State of California.

2. Defendant TIM CURREN, a resident of California, was at all times herein mentioned the owner and operator of CURREN FUNDING, doing business in the County of San Diego, State of California, and was at all times herein mentioned individually and personally responsible for the unsolicited facsimile advertising alleged herein.

3. Plaintiff is unaware of the true names and capacities of defendants sued herein as DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

F I L E D
Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 SHIRLEY LEJEUNE dba WEB-LINK
15 TECHNOLOGIES, and DOES 1
16 through 100, inclusive

17 Defendants.

CASE NO. 37-2007-00082543-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
Protection Act of 1991
Conversion
Trespass to Chattel
Unfair Business Practices**

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant SHIRLEY LEJEUNE, a resident of Ohio, was at all times herein
24 mentioned the owner and operator of WEB-LINK TECHNOLOGIES, doing business in the
25 County of San Diego, State of California, and was at all times herein mentioned individually and
26 personally responsible for the unsolicited facsimile advertising alleged herein.

27 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as
28 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

F I L E D
Clerk of the Superior Court

DEC 10 2007

BY: B. Follis Clerk

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 OWW LIQUIDATORS, LLC, CASE
15 FURNITURE & DESIGN, LLC, BRUCE
16 SANBORN, MONTE KNUDSON,
17 and DOES 1 through 100, inclusive.

18 Defendants.

CASE NO. 37-2007-00083656-CU-MC-CTL

COMPLAINT FOR:

Violation(s) of Telephone Consumer
Protection Act of 1991
Violation(s) of 47 C.F.R. §68.318 (d)
Conversion
Trespass to Chattel
Unfair Business Practices

19 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
20 follows:

GENERAL ALLEGATIONS

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendants BRUCE SANBORN and MONTE KNUDSON, residents of Arizona,
24 were at all times herein mentioned owners, operators, and/or managers of Defendants OWW
25 LIQUIDATORS, LLC and CASE FURNITURE & DESIGN, LLC, Arizona Limited Liability
26 Companies doing business in the County of San Diego, State of California, and were at all times
27 herein mentioned individually and personally responsible for the unsolicited facsimile advertising
28 alleged herein.

1 Chad Austin, Esq. SBN 235457
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

FILED
CIVIL BUSINESS OFFICE 9
CENTRAL DIVISION

2007 DEC 11 P 4:11

CLERK-SUPERIOR COURT
SAN DIEGO COUNTY, CA

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 WYSE FINANCIAL SERVICES, Inc. and
15 DOES 1 through 100, inclusive,

16 Defendants.

CASE NO. 37-2007-00083528-CL-MC-CTL

Limited Civil Case [Amount in Controversy
is less than \$10,000.00]

COMPLAINT FOR DAMAGES

Violations of Telephone Consumer
Protection Act of 1991

17 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
18 follows:

19 **GENERAL ALLEGATIONS**

20 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
21 Diego, State of California.

22 2. Defendant WYSE FINANCIAL SERVICES, Inc. (hereinafter referred to as
23 "Defendant"), was at all times herein mentioned a Colorado corporation, doing business in the
24 County of San Diego, State of California.

25 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as
26 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.
27 Plaintiff will amend this complaint to allege their true names and capacities when ascertained.
28 Plaintiff is informed and believes and thereon alleges that each of the fictitiously named defendants

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

F I L E D
Clerk of the Superior Court

DEC 10 2007

BY: B. Follis Clerk

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,
12 Plaintiff,

13 v.

14 AMERICAN AUTOMOTIVE
15 EQUIPMENT, Inc., and DOES
16 1 through 100, inclusive.

17 Defendants.

) CASE NO. 37-2007-00083547-CU-NP-CTL

) COMPLAINT FOR:

) Violation(s) of Telephone Consumer
) Protection Act of 1991
) Violation(s) of 47 C.F.R. §68.318 (d)
) Conversion
) Trespass to Chattel
) Unfair Business Practices

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant AMERICAN AUTOMOTIVE EQUIPMENT, Inc., a New York
24 corporation, was at all times herein mentioned doing business in the County of San Diego, State
25 of California, and was at all times herein mentioned individually and personally responsible for
26 the unsolicited facsimile advertising alleged herein.

27 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as
28 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.

1 Chris Reichman SBN 250485
 2 3129 India Street
 3 San Diego, CA 92103-6014
 Telephone: (619) 297-8888
 Facsimile: (619) 295-1401

F I L E D
 Clerk of the Superior Court

DEC 10 2007

4 Attorney for Plaintiff JAMES M. KINDER, an individual

BY: B. Follis, Clerk

5
 6
 7
 8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
 9 **FOR THE COUNTY OF SAN DIEGO**

10
 11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 THE HOT LEAD COMPANY, L.L.C., LARRY
 KROUSE, DAVID VAUGHN, SCOTT
 15 NICKASON, DAVID CRANDALL, GREG
 HORNE, MIKE HORNE, MITCH MARTINEZ,
 16 BOB MICHAELS, DON MAGEE, DAVID
 BEST, and DOES 1 through 100, inclusive.

17 Defendants.
 18

CASE NO. 37-2007-00083548-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
 Protection Act of 1991
 Violation(s) of 47 C.F.R. §68.318 (d)
 Conversion
 Trespass to Chattel
 Unfair Business Practices**

19 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
 20 follows:

21 **GENERAL ALLEGATIONS**

22 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
 23 Diego, State of California.

24 2. Defendant THE HOT LEAD COMPANY, L.L.C., was at all times herein
 25 mentioned a business entity registered in Nevada whose principle place of business was in Texas
 26 and was at all times herein mentioned individually and personally responsible for the unsolicited
 27 facsimile advertising alleged herein. Defendant LARRY KROUSE, of unknown residency, was
 28 at all times herein mentioned a principal of Defendant THE HOT LEAD COMPANY, L.L.C.,

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
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5 Facsimile: (619) 295-1401

F I L E D
Clerk of the Superior Court

DEC 10 2007

BY: B. Follis Clerk

6 Attorney for Plaintiff JAMES M. KINDER, an individual

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 AUSTIN SOFTWARE ARCHITECTS, LLC
15 and DOES 1 through 100, inclusive.

16 Defendants.
17

CASE NO. 37-2007-00083546-CU-MC-CTL

COMPLAINT FOR:

Violation(s) of Telephone Consumer
Protection Act of 1991
Conversion
Trespass to Chattel
Unfair Business Practices

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant AUSTIN SOFTWARE ARCHITECTS, a Delaware company with
24 primary place of business in Texas, was at all times herein mentioned doing business in the
25 County of San Diego, State of California, and was at all times herein mentioned individually and
26 personally responsible for the unsolicited facsimile advertising alleged herein.

27 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as
28 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.

1 Chris Reichman SBN 250485
2 3129 India Street
3 San Diego, CA 92103-6014
4 Telephone: (619) 297-8888
5 Facsimile: (619) 295-1401

6 Attorney for Plaintiff JAMES M. KINDER, an individual

F I L E D

Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 MONIQUE NIZNIK, and
15 DOES 1 through 100, inclusive.

16 Defendants.
17

CASE NO. 37-2007-00082554-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
Protection Act of 1991
Violation(s) of 47 C.F.R. §68.318 (d)
Business and Professions
Code § 17538.43 (b)
Conversion
Trespass to Chattel
Unfair Business Practices**

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant MONIQUE NIZNIK, was at all times herein a resident of California doing
24 business in the County of San Diego, State of California, and was at all times herein mentioned
25 individually and personally responsible for the unsolicited facsimile advertising alleged herein.

26 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as
27 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.

28 Plaintiff will amend this complaint to allege their true names and capacities when ascertained.

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Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**

10
11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 LEAD SYSTEMS, Inc., TOM HOOVER,
15 and DOES 1 through 100, inclusive.

16 Defendants.
17

CASE NO. 37-2007-00082555-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
Protection Act of 1991
Violation(s) of 47 C.F.R. §68.318 (d)
Business and Professions
Code § 17538.43 (b)
Conversion
Trespass to Chattel
Unfair Business Practices**

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant TOM HOOVER, a resident of California, was at all times herein
24 mentioned the owner and operator of Defendant LEAD SYSTEMS, Inc., a California corporation
25 doing business in the County of San Diego, State of California, and was at all times herein
26 mentioned individually and personally responsible for the unsolicited facsimile advertising alleged
27 herein.

28 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as

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6 Attorney for Plaintiff JAMES M. KINDER, an individual

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Clerk of the Superior Court

DEC 5 2007

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**
10

11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 TERI HAUG dba LYNX MORTGAGE
15 and DOES 1 through 100, inclusive.

16 Defendants.
17

CASE NO. 37-2007-00082556-CU-MC-CTL

COMPLAINT FOR:
Violation(s) of Telephone Consumer
Protection Act of 1991
Violation(s) of 47 C.F.R. §68.318 (d)
Business and Professions
Code § 17538.43 (b)
Conversion
Trespass to Chattel
Unfair Business Practices
California Business & Professions
Code §22162

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant TERI HAUG dba LYNX MORTGAGE, a resident of California, was at
24 all times herein mentioned doing business in the County of San Diego, State of California, and was
25 at all times herein mentioned individually and personally responsible for the unsolicited facsimile
26 advertising alleged herein.

27 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as
28 DOES 1 through 100, inclusive, and therefore sues these defendants by such fictitious names.

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F I L E D

Clerk of the Superior Court

DEC 5 2007

6 Attorney for Plaintiff JAMES M. KINDER, an individual

By: L. McALISTER, Deputy

7
8 **IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF SAN DIEGO**
10

11 JAMES M. KINDER,

12 Plaintiff,

13 v.

14 STEVE BAILEY INSURANCE
15 SERVICES, Inc., STEVE BAILEY,
16 and DOES 1 through 100, inclusive.

17 Defendants.

CASE NO. 37-2007-00082557-CU-MC-CTL

COMPLAINT FOR:

**Violation(s) of Telephone Consumer
Protection Act of 1991
Violation(s) of 47 C.F.R. §68.318 (d)
Business and Professions
Code § 17538.43 (b)
Conversion
Trespass to Chattel
Unfair Business Practices**

18 COMES NOW Plaintiff JAMES M. KINDER (hereinafter referred to as "Plaintiff") who alleges as
19 follows:

20 **GENERAL ALLEGATIONS**

21 1. Plaintiff is, and at all times herein mentioned was, a resident of the County of San
22 Diego, State of California.

23 2. Defendant STEVE BAILEY, a resident of California, was at all times herein
24 mentioned the owner and operator of Defendant STEVE BAILEY INSURANCE SERVICES, Inc.,
25 a California corporation doing business in the County of San Diego, State of California, and was at
26 all times herein mentioned individually and personally responsible for the unsolicited facsimile
27 advertising alleged herein.

28 3. Plaintiff is unaware of the true names and capacities of defendants sued herein as